This document was signed electronically on September 11, 2018, which may be different from its entry on the record.

IT IS SO ORDERED.

Dated: September 11, 2018



ALAN M. KOSCHIK U.S. Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF OHIO EASTERN DIVISION

In re: Chapter 11

CH LIQUIDATION ASSOCIATION, Case No.: 16-51552 – AMK

Debtor. Judge Alan M. Koschik

JOSEPH ORITI, Liquidation Trustee,

Plaintiff,

v. Adv. Pro. No. 18-5038

Blue & Co., LLC,

Defendant.

ORDER GRANTING AGREED MOTION

TO ADJOURN SEPTEMBER 18, 2018 PRETRIAL CONFERENCE AND THIRD

STIPULATION EXTENDING TIME OF DEFENDANT BLUE & CO., LLC TO

RESPOND TO COMPLAINT UNDER RULE 7012 (Related to Doc. No. 8)

10427970.1

This matter came before this Court on the agreed motion (the "Motion") of Plaintiff, Joseph Oriti, in his capacity as Liquidation Trustee and Estate Representative (the "Trustee") for the estate of Coshocton County Memorial Hospital Association n/k/a CH Liquidation Association, and Defendant, Blue & Co., LLC ("Blue & Co."), to adjourn the initial pretrial conference in the above-referenced adversary proceeding set for September 18, 2018, at 10:00 A.M., for not less than 30 days, and to further continue and hold the September 10, 2018 deadline under the Second Stipulation Extending Time of Defendant Blue & Co., LLC to Respond to Complaint Under Rule 7012 [Docket No. 7] in abeyance. The Court finding that the Motion is agreed upon by the Parties; that service and notice of the Motion was sufficient and no other or further notice is necessary; and that the Motion establishes just cause for the relief requested therein.

IT IS HEREBY ORDERED THAT:

- 1. The initial pretrial conference in the above-referenced adversary proceeding set for September 18, 2018, at 10:00 A.M., shall be, and is hereby, adjourned to <u>October 24, 2018</u>, <u>at 1:30 P.M.</u>, U.S. Bankruptcy Court, 2 S. Main St., 260 John F. Seiberling Federal Building, Akron, OH 44308–1810.
- 2. The September 10, 2018 Rule 7012 Deadline¹ under the *Second Stipulation Extending Time of Defendant Blue & Co., LLC to Respond to Complaint Under Rule 7012* [Docket No. 7], shall be, and is hereby, held in abeyance until and including October 12, 2018, which shall be the extended deadline for Blue & Co. to answer, move or otherwise plead, pursuant to Rule 7012, Fed. R. Bankr. P., in response to the Complaint in the event a settlement is not consummated by then.

2

¹ As defined in the Motion, which definition is incorporated herein by reference.

3. All deadlines set in the Initial Pretrial Order based upon the date of the initial pretrial conference are adjourned accordingly.

###

Prepared by:

/s/ Daniel A. DeMarco

Daniel A. DeMarco (0038920) Rocco I. Debitetto (0073878) Hahn Loeser & Parks LLP 200 Public Square, Suite 2800 Cleveland, Ohio 44114

Telephone: (216) 621-0150 Facsimile: (216) 241-2824

Email: dademarco@hahnlaw.com

ridebitetto@hahnlaw.com

-and-

Andrew H. Sherman Rachel E. Brennan Sills Cummis & Gross P.C. One Riverfront Plaza Newark, NJ 07102 Telephone: 973-643-7000

Facsimile: 973-643-7000

Email: asherman@sillscummis.com

rbrennan@sillscummis.com

Counsel for Joseph Oriti, Liquidation Trustee and Debtor Representative

Copies to:

The following is the list of **parties** who are currently on the list to receive email notice/service for this case.

- Daniel A. DeMarco dademarco@hahnlaw.com, cmbeitel@hahnlaw.com
- Tyson A. Crist on behalf of Defendant Blue & Co., LLC <u>Tyson.Crist@icemiller.com</u>, Sandy.Heaberlin@icemiller.com
- United States Trustee (Registered address)@usdoj.gov

And by U.S. Mail to:

Tyson A. Crist, Esq.
John C. Cannizzaro, Esq.
ICE MILLER LLP
250 West Street
Columbus, OH 43215
Counsel for Defendant Blue & Co., LLC